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Fax Transmission | September 8, 2004

TO: Commissioner for Patents
Attn: Examiner Karen C. Carlson
P.O. Box 1450
Alexandria, VA 22313-1450

FROM: Katherine M. Kowalchuk

OUR REF: 11613.12US11
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Total pages, including cover letter: 23PTO FAX NUMBER 1-703.872.9306

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Title of Document Transmitted: NOTICE OF APPEAL FROM THE EXAMINER

Applicant: YOSHIMURA ET AL.
Serial No.: 07/330.446
Filed: MARCH 30, 1989
Group Art Unit: 1653
Our Ref. No.: 11613.12US11
Confirmation No. 4539

Please charge our Deposit Account No. 13-2725 in the amount of \$330.00 for the Notice of Appeal fee. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Katherine M. Kowalchuk
Name: Katherine M. Kowalchuk
Reg. No.: 36,848

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Sheryl A. Boerboom

Sheryl A. Boerboom
Signature

September 8, 2004
Date

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SEP 08 2004

S/N 07/330,446

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	YOSHIMURA ET AL.	Examiner:	K. CARLSON
Serial No.:	07/330,446	Group Art Unit:	1653
Filed:	MARCH 30, 1989	Docket No.:	11613.12USII
Confirmation No.:	4539	Customer No.:	23552
Title:	HUMAN DERIVED MONOCYTE ATTRACTING PURIFIED PROTEIN PRODUCT USEFUL IN A METHOD OF TREATING INFECTION AND NEOPLASMS IN A HUMAN BODY, AND THE CLONING OF FULL LENGTH cDNA THEREOF		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on September 8, 2004.

By:

Name: Sheryl A. Boerboom

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

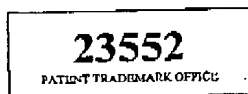
Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1-4 and 6-7 of the above-identified application, as set forth in the Office Action mailed March 8, 2004.

Please charge our Deposit Account No. 13-2725 in the amount of \$330.00 to cover the required fee for filing this Notice of Appeal as set forth under 37 C.F.R. § 1.17(b).

Please charge any additional fees or credit any overpayment to Merchant & Gould P.C.,

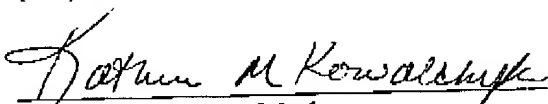
Deposit Account No. 13-2725.



Respectfully submitted,

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